# CLASSIFICATION OFFICE DECISION

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| **Title of publication:** | 18481481UKn.jpg |
| **Other known title(s):** | Not stated |
| **OFLC ref:** | 1001613.001 |
| **Medium:** | Computer Image File |
| **Publisher:** | Not stated |
| **Country of origin:** | Not stated |
| **Language:** | Not applicable |
| **Applicant:** | Commissioner of Police |
| **Classification:** | Unrestricted. |
| **Descriptive note:** | None |
| **Display conditions:** | None |
| **Date of entry in Register:** | 25 November 2010 |
| **Date of direction to issue a label:** | No direction to issue a label has been issued |

**Summary of reasons for decision:**

The computer image file depicts the head and upper torso of a pre-pubescent girl lying on a bed in a brief underwear top. Although it is possible that the image could be used for sexual purposes, it is not sexualised to the point where a sexual reading is unavoidable. Therefore, the image cannot fairly be said to deal with matters of sex under s3(1) of the Films, Videos, and Publications Classification Act 1993. Nor does it raise any issues under s3A or s3B of the Act. The computer image file must, therefore, be classified as unrestricted. This classification is consistent with the right to freedom of expression as set out in s14 of the New Zealand Bill of Rights Act 1990.